

Requirements for Statements of Services for Kansas Pesticide Business Licensees

Effective July 18, 2003

Pesticide businesses are required to provide every customer with a statement of service (SOS) for every pesticide application. The following information has been prepared to clarify the requirements of K.S.A. 2-2455 and K.A.R. 4-13-4a. Copies of the Kansas Pesticide Law and Regulations are available upon request from the Kansas Department of Agriculture (KDA). This summary is to be used only as a guide.

SOS REQUIREMENTS

1. Business name, street address, city, state of the pesticide business licensee.
The street address of the pesticide business licensee's office that provides the pest control service for the named customers must be included.
2. The name, address, city, state of the customer. Address of customer must include either the street address or the rural route and box number.
3. The common or scientific name of each pest to be controlled or prevented by the pesticide application. Examples: "cockroach", "white grub", "greenbug", "broadleaf weeds", "grassy weeds". Pest names must be more specific than just "bugs" or "weeds". Occasional invader is no longer allowed as name of pest, instead pest must be specified.
4.
 - a. The complete product name of each pesticide applied, as the name appears on the label, and the EPA Registration Number of each pesticide. If there is no EPA number, then use the Kansas registration number. Incontrovertible correlation between the EPA number and the product name is no longer allowed.
Examples: Tempo SC Ultra EPA Reg. No. 3125-498
 AAtrex 4L Herbicide EPA Reg. No. 100-497
 - b. The rate (or rates), of application for each pesticide applied if a rate is prescribed on the product label, stated in terms of unit of measure.
Examples: pounds per acre, gallons per linear foot, ounces per cubic foot, gallons per 1000 square feet or 4 gallons per 10 linear feet per 2 foot depth.
 - c. The concentration of the active ingredients of each pesticide product used, if the label includes directions regarding a concentration to be used.
Examples: 0.25 %, or 150 ounces per 100 gallons of water.
 - d. The quantity of pesticide mixture actually applied (quantity of diluted pesticide)
Examples: 5 pounds granules, or 70 gallons tank mix.
 - e. The total area to which the pesticide was applied in terms of square feet, square yards, acres or similar units of measure. (May also be linear or volumetric units)
5. The date and location of each and every pesticide application.
6. The expiration date of any guarantees, if any are given with the pest control service.
7. The signature of the person who applies the pesticide product or supervises the pest control application.

8. The wind speed and direction at the site of each application unless the application is inside a structure, injected into the soil, a bait station or as a barrier treatment for structural pests within 10 feet of a structure.
9. Conspicuously state "Pesticide applied at less than label rate" whenever a pesticide mixture or solution is applied at a dosage, concentration, or frequency of application which is less than that specified on the pesticide's label or labeling. Or inform the customer and obtain the customer's written acceptance before the initial application.
10. When the pest to be controlled is a wood destroying pest (which includes termites, carpenter ants, powder post beetles, wood borers and wood rot fungus) the licensee shall include the following items on the SOS:
 - a. A representative diagram of the structure to be treated, not a crude sketch, which labels the structure as a slab, crawl space or basement type construction. Also, concrete slabs adjacent to the foundation must be included on the diagram.
 - b. The diagram must show the areas of active and inactive infestations.
 - c. The conditions under which retreatments will be made.
 - d. The approximate dates of inspections after original treatment.
 - e. If the treatment is not a complete treatment as defined by KDA in K.A.R. 4-13-1, then the words "Limited Treatment", "Partial Treatment", "Spot Treatment", "Baiting System" "Wood Treatment" or "Alternative Treatment" must be written on the SOS. Each pesticide application that is not a complete treatment of the entire structure must show the areas of treatment on the representative diagram.
 - f. If a complete treatment is not done due to exigent circumstances, these must be described on the SOS.
 - g. Baiting systems SOS must include:
 - If the service was for inspection or placement of monitoring or bait stations.
 - Dates of inspection or placement of both monitoring or bait stations
 - Location on diagram of all monitoring and bait stations
 - SOS or contract must state the dates of inspection or inspection intervals and the conditions under which baits will replace monitors.
 - Each licensee must maintain records of the dates of placement, inspection and locations of all bait and monitoring stations.

PERIODIC APPLICATIONS REQUIRE SUPPLEMENTAL STATEMENTS

If a company has a written contract for periodic applications with a customer, some of the requirements may be included on that contract and the contract would be part of the statement of pesticide services (SOS). The SOS must be presented to the customer upon completion of the initial treatment and supplemental statements including date, pesticide name, EPA number and quantity used, wind direction & velocity, and signature of the applicator shall be presented following each periodic application.

A COPY OF THE STATEMENT OF SERVICE MUST BE:

1. Given to the customer before or upon completion of the pesticide application.
2. Presented to the customer prior to the time payment is accepted for any aerial applications.
3. Retained by the business for three years after the application, or for three years after the expiration of any guarantee or service agreement.
4. Provided to tenants for their portion of multi-unit dwellings upon request by the tenant or building manager.
5. Made available to a representative of the Secretary of the Department of Agriculture upon request.